

Before the

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

Global NAPs, Inc. Petition for Arbitration  
Pursuant to Section 252(b) of the  
Telecommunications Act of 1996 to Establish  
an Interconnection Agreement with Verizon  
New England, Inc. d/b/a Verizon  
Massachusetts Inc. f/k/a New England  
Telephone & Telegraph Co. d/b/a Bell  
Atlantic - Massachusetts

**D.T.E. 02-45**

**GLOBAL RESPONSES TO  
FIRST SET OF INTERROGATORY REQUESTS  
OF DEPARTMENT STAFF**

Global NAPs, Inc. (“Global”) by counsel and pursuant to the schedule, submits the following responses and objections to the initial set of interrogatories (“Requests”) propounded by Department Staff (“DTE” or “Department Staff”).

**GENERAL OBJECTIONS APPLICABLE TO ALL REQUESTS**

1. Global objects to these Requests to the extent that they purport to call for the production, identification or disclosure of information or documents protected by the attorney-client or

other privileges, information or documents protected by the work-product doctrine, or information or documents protected as trial preparation material.

2. Global objects to these Requests to the extent that the definitions and instructions used by GNAPs in its Requests do not comply with the applicable Massachusetts Rules.

### **SPECIFIC OBJECTIONS**

1. Global objects to these Requests to the extent they appear to call for the production of confidential, company proprietary, customer proprietary information or other competitively sensitive information. Global may consider production of confidential material if the parties can agree on an appropriate confidentiality stipulation or order.

2. Global objects to these Requests to the extent that they call for the production of documents beyond the requirements of the applicable Massachusetts Rules, or for documents not within the possession, custody or control of Global NAPs, Inc.

3. Global objects to these Requests to the extent that they call for Global to produce information or documents that are either publicly available or that are already in the possession, custody or control of Verizon.

4. Global objects to these Requests to the extent that they are overly broad and unduly burdensome.

5. Global objects to these Requests to the extent that they seek information not relevant to the dispute between the parties and not reasonably calculated to lead to the discovery of admissible evidence.

6. Global objects to these Requests to the extent that they seek to have Global create documents not in existence at the time of the Requests.

7. Global objects to these Requests to the extent they are not limited in geographical scope to Massachusetts.

8. Global objects to these Requests to the extent they request information regarding entities, namely affiliates that are neither a party to this proceeding nor regulated by this Commission.

9. Global objects to these Requests to the extent they are not limited in temporal scope.

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DTE-GN-1 Please refer to p. 23, para. 52 of the Global NAPs petition. Does this paragraph refer to Massachusetts policy, or New York Public Service Commission policy? If the paragraph refers to Massachusetts policy, specifically identify which Department decisions are being contradicted.

Response:

This paragraph refers to the policy espoused by the Department. The Department has a long history of promoting competition, consistent with the stated goals of the Telecommunications Act of 1996. See, e.g., pages 6 & 7 of the attached Order.

Respondent:

William Rooney

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DTE-GN-2 Is Global NAPs LNP-capable?

Response:

We have the necessary equipment to provide LNP when requested.

Respondent:

Robert Fox

D.T.E. 02-45

DTE-GN-3 Is Global NAPs participating in thousands-block number pooling in Massachusetts, i.e. donating thousands-blocks to the pool and receiving new numbering resources in thousands-blocks?

Response:

Global NAPs has been allocated numbers based on ten-thousand blocks and will return excess codes to avoid potential exhaust when requested by the Department.

Respondent:

Robert Fox

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DTE-GN-4 Please explain whether and how the use of virtual NXXs are compatible with thousands-block pooling in Massachusetts. Are blocks from a virtual NXX available for pooling and assignment to other carriers?

Response:

Both number pooling in thousand blocks and use of virtual NXXs conserve number utilization of near-exhaust codes e.g., where certain codes are near exhaust but others can be used in lieu of these exhausted codes. Assigned blocks of codes are available for pooling irrespective of whether a carrier intends to use them “virtually” or not.

Respondent:

Robert Fox

D.T.E. 02-45

DTE-GN-5 Refer to pp. 9-10 of the Testimony of William J. Rooney. To which issue in Global NAPs' Petition does the concern regarding alternative dispute resolution pertain? Explain how.

Response:

This is integral to all Global's issues and all terms and conditions of the contract. The operation of dispute resolution seeks to enforce the Commission's findings in this case as well as the voluntarily agreed upon contract terms, as each party interprets these rights and obligations. In the event that Global and Verizon's interpretations vary, the dispute resolution provisions provide a method whereby the parties can negotiate and/or otherwise resolve varying interpretations of the provision(s) in dispute.

Respondent: William Rooney